

UNITED STATES DISTRICT COURT
for the
Eastern District of Washington

JOHN WAYNE JENNINGS,

Plaintiff

v.

JAMES KEY,

Defendant

Civil Action No. 4:19-CV-0374-TOR

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the
defendant (*name*) _____ the amount of
_____ dollars (\$ _____), which includes prejudgment
interest at the rate of _____ %, plus post judgment interest at the rate of _____ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____
_____ recover costs from the plaintiff (*name*) _____
_____.

☒ other: The Petition at ECF No. 1 is DISMISSED WITHOUT PREJUDICE for failure to exhaust state court remedies.
Petitioner's in forma pauperis status is REVOKED.
The Court certifies that, pursuant to 28 U.S.C. § 1915(a)(3), an appeal from this decision could not be taken in good faith
and there is no basis upon which to issue a certificate of appealability. See 28 U.S.C. § 2253(c); Fed. R. App. P. 22(b).
A certificate of appealability is therefore DENIED.

This action was (*check one*):

☐ tried by a jury with Judge _____ presiding, and the jury has
rendered a verdict.

☐ tried by Judge _____ without a jury and the above decision
was reached.

☒ decided by Judge THOMAS O. RICE _____

Date: February 11, 2020 _____

CLERK OF COURT

SEAN F. McAVOY _____

s/ Bridgette Fortenberry _____

(By) Deputy Clerk

s/Bridgette Fortenberry _____